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April 13, 2018

Writer's Direct Contact
(213) 892.5311
MHofer@mofo.com

Via Certified U.S. Mail

National Freedom of Information Officer
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW (2822T)
Washington, DC 20460

Re: Freedom of Information Act Request

Dear National Freedom of Information Officer:

This is a request under the Freedom of Information Act. I request that a copy of all documents containing the following information be provided to me:

1. All documents relied upon, prepared for, or otherwise relating to the report titled "Gold King Mine Release: Inspector General Response to Congressional Requests" dated June 12, 2017, including but not limited to all reports, memoranda, studies, correspondence, notes, drafts, logs, images, and full and unedited video or audio recordings.
2. The "After-Action Report" prepared for the Gold King Mine release and submitted on December 21, 2015, and all documents relied upon, prepared for, or otherwise relating to that report, including but not limited to all reports, memoranda, studies, correspondence, notes, drafts, logs, images, and full and unedited video or audio recordings.
3. All documents relied upon, prepared for, or otherwise relating to the report titled "Analysis of the Transport and Fate of Metal Released from the Gold King Mine in the Animas and San Juan Rivers" released on January 6, 2017, including but not limited to all reports, memoranda, studies, correspondence, notes, drafts, logs, images, and full and unedited video or audio recordings.
4. All documents relied upon, prepared for, or otherwise relating to the testimony of EPA officials (including EPA Administrators Gina McCarthy and Scott Pruitt) and employees regarding the Gold King Mine release before Congress or any other investigative body, including but not limited to all reports, memoranda, studies,

National Freedom of Information Officer

April 13, 2018

Page Two

correspondence, notes, drafts, logs, images, and full and unedited video or audio recordings.

5. All documents relating to work that was performed or planned to be performed at the Gold King Mine Level 7 Adit, including but not limited to all reports, memoranda, studies, correspondence, notes, drafts, logs, images, and full and unedited video or audio recordings.
6. All documents relating to the August 5, 2015 Gold King Mine release, including but not limited to all reports, memoranda, studies, correspondence, notes, drafts, logs, images, full and unedited video or audio recordings, and estimates or studies of the harm to human health or the environment resulting from the release.
7. To the extent not duplicated in response to the above requests, all documents regarding any investigation of the causes of the Gold King Mine release on August 5, 2015 and its consequences, including but not limited to witness interviews and statements, damage assessments, fate and transport analysis, and memoranda and notes regarding the responsibility or participation of EPA's contractors and agents, and potential prosecution, fines, indemnity claims or other disciplinary action.
8. All unedited and unredacted versions of videos relating to the August 5, 2015 Gold King Mine release.

I am an attorney representing the State of Utah in connection with the subject matter of this request. This request is made as part of a fact investigation, is not for a commercial purpose, and disclosure of this information is likely to contribute significantly to the public's understanding of the operations and activities of the government. Specifically, disclosure of this information will contribute to the public's understanding of how the August 5, 2015 Gold King Mine release occurred and what the release's effects have been for the public health and the environment. Accordingly, I request a waiver of fees associated with these information requests.

I am in possession of the documents contained in the Administrative Record for the Gold King Mine release (<https://semspub.epa.gov/src/collection/08/AR64069>). If any of the documents responsive to these requests are already present in the Administrative Record in identical form, please do not produce them.

Whenever possible, I ask that the documents you provide in response to this request be in electronic format. Please transmit the documents to me electronically at MHofer@mofo.com, or if necessary at the following physical address:

National Freedom of Information Officer
April 13, 2018
Page Three

Matthew Hofer
Morrison & Foerster LLP
707 Wilshire Boulevard, Suite 6000
Los Angeles, California 90017

Sincerely,

A handwritten signature in blue ink, appearing to read "Matthew Hofer", is written over a light gray rectangular background.

Matthew Hofer

CERTIFIED MAIL



7017 2680 0000 6070 6785

MORRISON | FOERSTER



Linda Green

National Freedom of Information Officer
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW (2822T)
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APR 20 2018